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PTO/SB/01 (12-97)

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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**DECLARATION FOR UTILITY OR
DESIGN
PATENT APPLICATION
(37 CFR 1.63)**

☐ Declaration
Submitted
with Initial
Filing

OR

☒ Declaration
Submitted after Initial
Filing (surcharge
(37 CFR 1.16(e))
required)

Attorney Docket Number

22379-710

First Named Inventor

Hadi Partovi

COMPLETE IF KNOWN

Application Number

09/523,853

Filing Date

13 March 2000

Group Art Unit

2768

Examiner Name

Not Yet Assigned

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**Method And Apparatus For Content Personalization Over A Telephone Interface
With Adaptive Voice Character**

(Title of the Invention)

the specification of which
☐ is attached hereto
OR

☒ was filed on (MM/DD/YYYY)

03/13/2000

as United States Application Number or PCT International

Application Number 09/523,853 and was amended on (MM/DD/YYYY) ☐ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES NO	
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/028 attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(h) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/028 attached hereto.

(Page 1 of 5)

Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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DECLARATION — Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of the application is not designated in the prior United States or PCT international application in the manner provided by the first paragraph of 31 U.S.C. 112. I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)
09/426,102	10/22/1999	

☐ Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/028 attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: ☒ Customer Number 21971 

OR

☐ Registered practitioner(s) name/registration number listed below

Place Customer
Number Bar
Code Label here

Name	Registration Number	Name	Registration Number

☐ Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet PTO/SB/02C attached hereto.

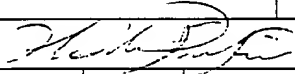
Direct all correspondence to: ☒ Customer Number or Bar Code Label 21971 OR ☐ Correspondence address below

Name	Shaalu Mehra						
Address	Wilson Sonsini Goodrich & Rosati						
Address	650 Page Mill Road						
City	Palo Alto	State	CA	ZIP	94304		
Country	U.S.	Telephone	650-493-9300		Fax	650-493-6811	


I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:

☐ A petition has been filed for this unsigned inventor

Given Name (first and middle (if any))				Family Name or Surname			
Hadi				Partovi			
Inventor's Signature						Date	6/24/2001
Residence: City	San Francisco	State	CA	Country	USA	Citizenship	USA
Post Office Address	2280 Green Street #104						
Post Office Address							
City	San Francisco	State	CA	ZIP	94123	Country	USA


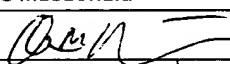

☒ Additional inventors are being named on the 3 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto:

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PTO/SB/02A (3-97)
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DECLARATION	ADDITIONAL INVENTOR(S) Supplemental Sheet Page <u>3</u> of <u>5</u>
--------------------	---

Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor				
Given Name (first and middle (if any))				Family Name or Surname				
Roderick Steven				Brathwaite				
Inventor's Signature					Date		6/14/00	
Residence: City		Livermore	State	CA	Country	USA	Citizenship	
Post Office Address		490 Andrews Street						
Post Office Address								
City		Livermore	State	CA	ZIP	94550	Country	USA
Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor				
Given Name (first and middle (if any))				Family Name or Surname				
Angus Macdonald				Davis				
Inventor's Signature					Date		6/13/2000	
City		Sunnyvale	State	CA	Country	USA	Citizenship	
Post Office Address		991 The Dalles Avenue						
Post Office Address								
City		Sunnyvale	State	CA	ZIP	94087	Country	USA
Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor				
Given Name (first and middle (if any))				Family Name or Surname				
Michael S.				McCue				
Inventor's Signature					Date		6/15/00	
City		Los Gatos	State	CA	Country	USA	Citizenship	
Post Office Address		400 Surmont Road						
Post Office Address								
City		Los Gatos	State	CA	ZIP		Country	USA

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PTO/SB/028 (3/97)

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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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DECLARATION					ADDITIONAL INVENTOR(S) Supplemental Sheet Page <u>4</u> of <u>5</u>				
Name of Additional Joint Inventor, if any:					<input type="checkbox"/> A petition has been filed for this unsigned inventor				
Given Name (first and middle (if any))					Family Name or Surname				
Brandon William					Porter				
Inventor's Signature <i>Brandon William Porter</i>					Date		6/13/2000		
Residence: City		Mountain View		State		CA		Country	
						USA		Citizenship	
								USA	
Post Office Address					840 E. Dana Street				
Post Office Address									
City		Mountain View		State		CA		ZIP	
						94041		Country	
								USA	
Name of Additional Joint Inventor, if any:					<input type="checkbox"/> A petition has been filed for this unsigned inventor				
Given Name (first and middle (if any))					Family Name or Surname				
John					Giannandrea				
Inventor's Signature <i>John Giannandrea</i>					Date		6/13/00		
City		Palo Alto		State		CA		Country	
						USA		Citizenship	
								Great Britain	
Post Office Address					977 Commercial Street				
Post Office Address									
City		Palo Alto		State		CA		ZIP	
						94303		Country	
								USA	
Name of Additional Joint Inventor, if any:					<input type="checkbox"/> A petition has been filed for this unsigned inventor				
Given Name (first and middle (if any))					Family Name or Surname				
Eckart					Walther				
Inventor's Signature <i>E. Walther</i>					Date		6/13/00		
City		Redwood City		State		CA		Country	
						USA		Citizenship	
								Germany	
Post Office Address					160 Doherty Way				
Post Office Address									
City		Redwood City		State		CA		ZIP	
						94061		Country	
								USA	

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PTO/SB/02C (6-95)
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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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DECLARATION				ADDITIONAL INVENTOR(S) Supplemental Sheet Page <u>5</u> of <u>5</u>			
Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any))				Family Name or Surname			
Zhe				Li			
Inventor's Signature						Date	
City	Daly City	State	CA	Country	USA	Citizenship	Republic of China
Post Office Address		75 Poncetta Drive, Apt. 211					
Post Office Address							
City	Daly City	State	CA	ZIP	94015	Country	USA

Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

RECORDATION FORM COVER SHEET

U.S. DEPARTMENT OF COMMERCE

PATENTS ONLY

Patent and Trademark Office

To the Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Hadi Partovi, Roderick S. Brathwaite, Angus M. Davis,
Michael S. McCue, Brandon W. Porter, John
Giannandrea, Eckart Walther

Additional name(s) of conveying party(ies) attached?

☐ Yes ☒ No

2. Name and address of receiving party(ies):

Name: Tellme Networks, Inc.

Street Address: 1310 Villa Street

City/State/Zip: Mountain View, CA 94041

Additional name(s) & address(es) attached?

☐ Yes ☒ No

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other

Execution Date: June 13, 14, 15, 20, 2000

4. Application number(s) or patent number(s): 09/523,853

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No.(s): 09/523,853

B. Patent No.(s):

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Shaliesh Mehra
Internal Address: FH 1-2
Wilson Sonsini Goodrich & Rosati
650 Page Mill Road
Palo Alto, CA 94304-1050

6. Total number of applications and patents involved: [1]

7. Total fee (37 CFR 3.41) \$40.00

- ☐ Enclosed
☒ Authorized to be charged to deposit account

8. Deposit account number: 23-2415
(Attorney Docket No.: 22379-710)

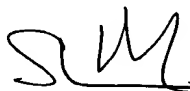
DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Shaliesh Mehra, Reg. No. 44,934

Name of Person Signing



Signature

June 22, 2000

Date

Total number of pages including cover sheet, attachments, and document: [4]

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ASSIGNMENT OF APPLICATION

Docket Number 22379-710

Whereas, the undersigned:

- | | | | |
|--|---|--|---|
| 1. PARTOVI, Hadi
2280 Green Street #104
San Francisco, CA 94123 | 2. BRATHWAITE, Roderick S.
490 Andrews Street
Livermore, CA 94550 | 3. DAVIS, Angus M.
991 The Dalles Avenue
Sunnyvale, CA 94087 | 4. McCUE, Michael S.
400 Surmont Road
Los Gatos, CA |
| 5. PORTER, Brandon W.
840 E. Dana Street
Mountain View, CA 94041 | 6. GIANNANDREA, John
977 Commercial Street
Palo Alto, CA 94303 | 7. WALTHER, Eckart
150 Doherty Way
Redwood City, CA 94061 | 8. LI, Zhe
75 Poncetta Drive, Apt.211
Daly City, CA 94015 |

hereinafter termed "Inventors", have invented certain new and useful improvements in

**METHOD AND APPARATUS FOR CONTENT PERSONALIZATION OVER
A TELEPHONE INTERFACE WITH ADAPTIVE VOICE CHARACTER**

- ☒ for which an application for United States Patent was filed on March 13, 2000, Application No. 09/523,853
☐ for which an application for a United States Patent was executed on _____, and

WHEREAS, Tellme Networks, Inc., having a place of business at 1310 Villa Street, Mountain View, CA 94041, (hereinafter termed "Assignee"), is desirous of acquiring the entire right, title and interest in and to said application and the invention disclosed therein, and in and to all embodiments of the invention, heretofore conceived, made or discovered jointly or severally by said Inventors (all collectively hereinafter termed "said invention"), and in and to any and all patents, inventor's certificates and other forms of protection (hereinafter termed "patents") thereon granted in the United States and foreign countries.

NOW, THEREFORE, in consideration of good and valuable consideration acknowledged by said Inventors to have been received in full from said Assignee:

1. Said Inventors do hereby sell, assign, transfer and convey unto said Assignee the entire right, title and interest (a) in and to said application and said invention; (b) in and to all rights to apply for foreign patents on said invention pursuant to the International Convention for the Protection of Industrial Property or otherwise; (c) in and to any and all applications filed and any and all patents granted on said invention in the United States or any foreign country, including each and every application filed and each and every patent granted on any application which is a divisional, substitution, continuation, or continuation-in-part of any of said applications; and (d) in and to each and every reissue or extensions of any of said patents.

2. Said Inventors hereby jointly and severally covenant and agree to cooperate with said Assignee to enable said Assignee to enjoy to the fullest extent the right, title and interest herein conveyed in the United States and foreign countries. Such cooperation by said Inventors shall include prompt production of pertinent facts and documents, giving of testimony, execution of petitions, oaths, specifications, declarations or other papers, and other assistance all to the extent deemed necessary or desirable by said Assignee (a) for perfecting in said Assignee the right, title and interest herein conveyed; (b) for prosecuting any of said applications; (c) for filing and prosecuting substitute, divisional, continuing or additional applications covering said invention; (d) for filing and prosecuting applications for reissuance of any said patents; (e) for interference or other priority proceedings involving said invention; and (f) for legal proceedings involving said invention and any applications therefor and any patents granted thereon, including without limitation reissues and reexaminations, opposition proceedings, cancellation proceedings, priority contests, public use proceedings, infringement actions and court actions; provided, however, that the expense incurred by said Inventors in providing such cooperation shall be paid for by said Assignee.

3. The terms and covenants of this assignment shall inure to the benefit of said Assignee, its successors, assigns and other legal representatives, and shall be binding upon said Inventors, their respective heirs, legal representatives and assigns.

4. Said Inventors hereby jointly and severally warrant and represent that they have not entered and will not enter into any assignment, contract, or understanding in conflict herewith.

IN WITNESS WHEREOF, said Inventors have executed and delivered this instrument to said Assignee as of the dates written below:

1. Date:

5/25/2000

Hadi Partovi

State of California)

County of)

On _____, 2000, before me, personally appeared _____, [] personally known to me or [] proved to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same. WITNESS my hand and official seal.

2. Date:

6/14/2000

Roderick S. Brathwaite

State of California)

County of)

On _____, 2000, before me, personally appeared _____, [] personally known to me or [] proved to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same. WITNESS my hand and official seal.

3. Date:

6/13/2000

Angus M. Davis

State of California)

County of)

On _____, 2000, before me, personally appeared _____, [] personally known to me or [] proved to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same. WITNESS my hand and official seal.

4. Date:

6/15/00

Michael S. McCue

State of California)

County of)

On _____, 2000, before me, personally appeared _____, [] personally known to me or [] proved to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same. WITNESS my hand and official seal.

5. Date: 6/13/2000

Brandon W. Porter
Brandon W. Porter

State of California)

County of)

On _____, 2000, before me, personally appeared _____, [] personally known to me or [] proved to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same. WITNESS my hand and official seal.

6. Date: 6/13/00

John Giannandrea
John Giannandrea

State of California)

County of)

On _____, 2000, before me, personally appeared _____, [] personally known to me or [] proved to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same. WITNESS my hand and official seal.

7. Date: 6/13/00

Rekurt Walther
Rekurt Walther

State of California)

County of)

On _____, 2000, before me, personally appeared _____, [] personally known to me or [] proved to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same. WITNESS my hand and official seal.

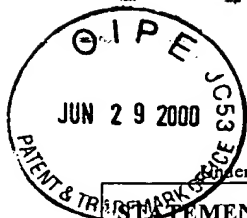
8. Date: _____

Zhe Li

State of California)

County of)

On _____, 2000, before me, personally appeared _____, [] personally known to me or [] proved to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same. WITNESS my hand and official seal.




5

PTO/SB10 (12/97)

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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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STATEMENT CLAIMING SMALL ENTITY STATUS (37 CFR. 1.9(f) & 1.27(c)) -- SMALL BUSINESS CONCERN		Docket Number (Optional) 22379-709	
Applicant, Patentee, or Identifier:		Hadi Partovi, Roderick S. Brathwaite, Angus M. Davis, Michael S. McCue, Brandon W. Porter, John Giannandrea, Eckart Walther, Zhe Li	
Application or Patent No.:		09/521,246	
Filed or Issued:		8 March 2000	
Title:		Method And Apparatus For Content Personalization Over A Telephone Interface With Time and Date Based Personalization	
I hereby state that I am <input type="checkbox"/> the owner of the small business concern identified below <input checked="" type="checkbox"/> an official of the small business concern empowered to act on behalf of the concern identified below			
NAME OF SMALL BUSINESS CONCERN		TellMe Networks, Inc.	
ADDRESS OF SMALL BUSINESS CONCERN		1310 Villa Street, Mountain View, California 94041	
<p>I hereby state that the above identified small business concern qualifies as a small business concern as defined in 13 CFR Part 121 for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time, or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.</p> <p>I hereby state that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in:</p> <p><input type="checkbox"/> the specification filed herewith with title as listed above <input checked="" type="checkbox"/> the application identified above <input type="checkbox"/> the patent identified above</p> <p>If the rights held by the above identified small business concern are not exclusive, each individual, concern, or organization having rights in the invention must file separate statements as to their status as small entities, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).</p> <p>Each person, concern, or organization having any rights in the invention is listed below:</p> <p><input checked="" type="checkbox"/> no such person, concern, or organization exists <input type="checkbox"/> each such person, concern, or organization is listed below.</p>			
NAME OF SMALL BUSINESS CONCERN			
ADDRESS OF SMALL BUSINESS CONCERN			
<p>Separate statements are required from each named person, concern or organization having rights to the invention stating their status as small entities (37 CFR 1.27).</p> <p>I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate (37 CFR 1.28(b)).</p>			
NAME OF PERSON SIGNING		Charles Moldow	
TITLE OF PERSON IF OTHER THAN OWNER		Sr VP Business Development	
ADDRESS OF PERSON SIGNING		1310 Villa St, Mtn View CA 94041	
SIGNATURE 		DATE 6-20-00	

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